

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO.</b> _____
<b>v.</b>	<b>:</b>	<b>DATE FILED:</b> _____
<b>MALIK SNELL</b>	<b>:</b>	<b>VIOLATIONS:</b>
<b>TYREE AIMES</b>	<b>:</b>	<b>18 U.S.C. § 1951(a) (conspiracy to</b>
<b>STEPHEN GIBSON</b>	<b>:</b>	<b>interfere with interstate commerce</b>
	<b>:</b>	<b>robbery - 1 count)</b>
	<b>:</b>	<b>18 U.S.C. § 1951(a) (attempted</b>
	<b>:</b>	<b>interference with interstate commerce by</b>
	<b>:</b>	<b>robbery - 1 count)</b>
	<b>:</b>	<b>18 U.S.C. § 924(c)(1) (carrying a firearm</b>
	<b>:</b>	<b>during and in relation to a crime of</b>
	<b>:</b>	<b>violence - 1 count)</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

1. At all times relevant to this indictment, a person known to the grand jury as “K.R.” was engaged in the sale, distribution and trafficking of illegal controlled substances, that is, cocaine base, in Montgomery County, Pennsylvania, in the Eastern District of Pennsylvania, activities which affected interstate commerce.

2. From in or about early December 2007 to on or about December 17, 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**MALIK SNELL,  
TYREE AIMES, and  
STEPHEN GIBSON**

conspired and agreed, together with others known and unknown to the grand jury, to obstruct, delay and affect commerce and the movement of articles and commodities in commerce, by

robbery, in that defendants planned and attempted to unlawfully take and obtain currency belonging to K.R. from individuals known to the grand jury as “S.S.” and “S.M.,” against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person and property in their control, all in violation of Title 18, United States Code, Section 1951(a), (b)(1) and (b)(3).

### **MANNER AND MEANS**

It was part of the conspiracy that:

3. Defendants MALIK SNELL, TYREE AIMES and STEPHEN GIBSON knew that K.R. sold illegal narcotics, and often stored the proceeds of his drug sales with S.M. at her residence at 14 South Roland Street, Apartment #1 in Pottstown, Pennsylvania.

4. Defendants MALIK SNELL, TYREE AIMES and STEPHEN GIBSON agreed to rob S.M. of drug proceeds belonging to K.R., which property and movement of which affected interstate commerce.

### **OVERT ACTS**

1. In or about December 2007, Person #1, a person known to the grand jury, told defendant TYREE AIMES that K.R. often stored the proceeds of his illegal drug sales at the residence of S.M., who lived at 14 South Roland Street, Apartment #1 in Pottstown, Pennsylvania.

2. In or about December 2007, defendant TYREE AIMES and Person #1 planned and agreed that defendant AIMES and others would unlawfully enter S.M.’s residence and rob her of K.R.’s drug proceeds.

3. In or about December 2007, defendant TYREE AIMES urged and

solicited defendant STEPHEN GIBSON to participate in the home invasion robbery.

On or about December 16, 2007:

4. Defendants TYREE AIMES and STEPHEN GIBSON and Person #1 again specifically discussed that S.M. often stored drug proceeds belonging to K.R. at her residence.

5. Defendant TYREE AIMES selected defendant MALIK SNELL to drive all of the defendants to the robbery because defendant SNELL is an active Philadelphia Police Officer, making it less likely that the defendants would be caught if stopped by police.

6. Defendant MALIK SNELL drove defendants TYREE AIMES and STEPHEN GIBSON in his vehicle, a 2006 White Dodge Durango, bearing Pennsylvania tag GNP-0975, from Philadelphia, Pennsylvania to 14 South Roland Street, Apartment #1 in Pottstown, Pennsylvania.

7. Defendant SNELL took with him a Colt .380 semi-automatic handgun, serial number RC26749, fully loaded with 8 rounds of ammunition and one round in the chamber.

On or about December 17, 2007:

8. Defendant TYREE AIMES approached 14 South Roland Street, Apartment #1 in Pottstown, Pennsylvania and began fighting with S.S., a resident of the apartment.

9. Defendants MALIK SNELL and STEPHEN GIBSON entered 14 South Roland Street, Apartment #1 in Pottstown, Pennsylvania, but failed to locate the drug proceeds belonging to K.R.

10. Defendants MALIK SNELL and TYREE AIMES ran from 14 South

Roland Street, Apartment #1 in Pottstown, Pennsylvania to defendant SNELL's vehicle, leaving defendant STEPHEN GIBSON behind.

11. Defendants MALIK SNELL and TYREE AIMES drove away from the scene of the robbery at 14 South Roland Street, Apartment #1 in Pottstown, Pennsylvania, but immediately returned to look for defendant STEPHEN GIBSON.

12. After police tried to stop defendant MALIK SNELL's vehicle, he tried to evade police, driving away at speeds of up to 130 miles per hour.

13. After crashing into another vehicle, defendants MALIK SNELL and TYREE AIMES fled from defendant SNELL's vehicle and attempted to hide from police.

All in violation of Title 18, United States Code, Sections 1951(a), (b)(1), and (b)(3).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraph 1 of Count One is incorporated here.
2. On or about December 16 through December 17, 2007, in Pottstown,

Pennsylvania, in the Eastern District of Pennsylvania, and elsewhere, defendants

**MALIK SNELL,  
TYREE AIMES, and  
STEPHEN GIBSON**

attempted to obstruct, delay, and affect commerce and the movement of articles and commodities in commerce by robbery, in that defendants SNELL, AIMES and GIBSON unlawfully attempted to take and obtain, and aided and abetted the unlawful attempted taking and obtaining of, personal property, that is, drug proceeds belonging to K.R. resulting from K.R.'s sale, distribution and trafficking of illegal controlled substances, from the person or in the presence of S.M. and S.S., against their will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person and property, that is, by using physical force on and otherwise threatening S.S. and S.M.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about December 16 through December 17, 2007, in Pottstown, Pennsylvania, in the Eastern District of Pennsylvania, and elsewhere, defendants

**MALIK SNELL,  
TYREE AIMES, and  
STEPHEN GIBSON**

knowingly carried, and aided and abetted the carrying of, a firearm, that is, a Colt .380 semi-automatic handgun, serial number RC26749, fully loaded with 8 rounds of ammunition, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, attempted interference with commerce by robbery, and aiding and abetting this offense, in violation of 18 U.S.C. § 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violations of Title 18, United States Code, Section 924(c)(1) set forth in this indictment, defendants

**MALIK SNELL,  
TYREE AIMES, and  
STEPHEN GIBSON**

shall forfeit to the United States of America, the firearm and ammunition involved in the commission of such offense, including, but not limited to a Colt .380 semi-automatic handgun, serial number RC26749 and 8 rounds of ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

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**FOREPERSON**

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**PATRICK L. MEEHAN  
UNITED STATES ATTORNEY**